



U.S. ENVIRONMENTAL PROTECTION AGENCY
REGION 10
1200 SIXTH AVENUE
SEATTLE, WASHINGTON 98101

AUG 24 1988

REPLY TO
ATTN OF: S0-125

Ruth Nelson
General Counsel
Marine Power & Equipment Co., Inc.
1441 Northlake Way
Seattle, Washington 98103

Re: U.S. and State of Washington, Department of Ecology v. Marine Power and Equipment Co., Inc., and WFI Industries, Inc., No. C85-382R

Dear Ms. Nelson:

Please be advised that due to the apparent difference of positions as to what constitutes compliance with the intent of Part IV of the Consent Decree which was entered in this matter, and to the apparent standstill in the expeditious implementation and execution of the removal and disposal provision, the Environmental Protection Agency (EPA) Region 10, and Department of Ecology (Ecology) are formally invoking the dispute resolution provision contained in Part VIII of the Consent Decree.

Accordingly, you are requested to advise me of available dates and times no later than close of business on September 2, 1988 so that all parties can meet and attempt to resolve our differences. If the meeting fails to produce an acceptable resolution, EPA and Ecology will look to the Court to resolve the issues in this matter.

My telephone number is (206)442-1146, and I await your expeditious reply.

Sincerely,

Jeanne A. Pascal
Assistant Regional Counsel

cc: Lee Rees, AAG
Richard Koch, Ecology